

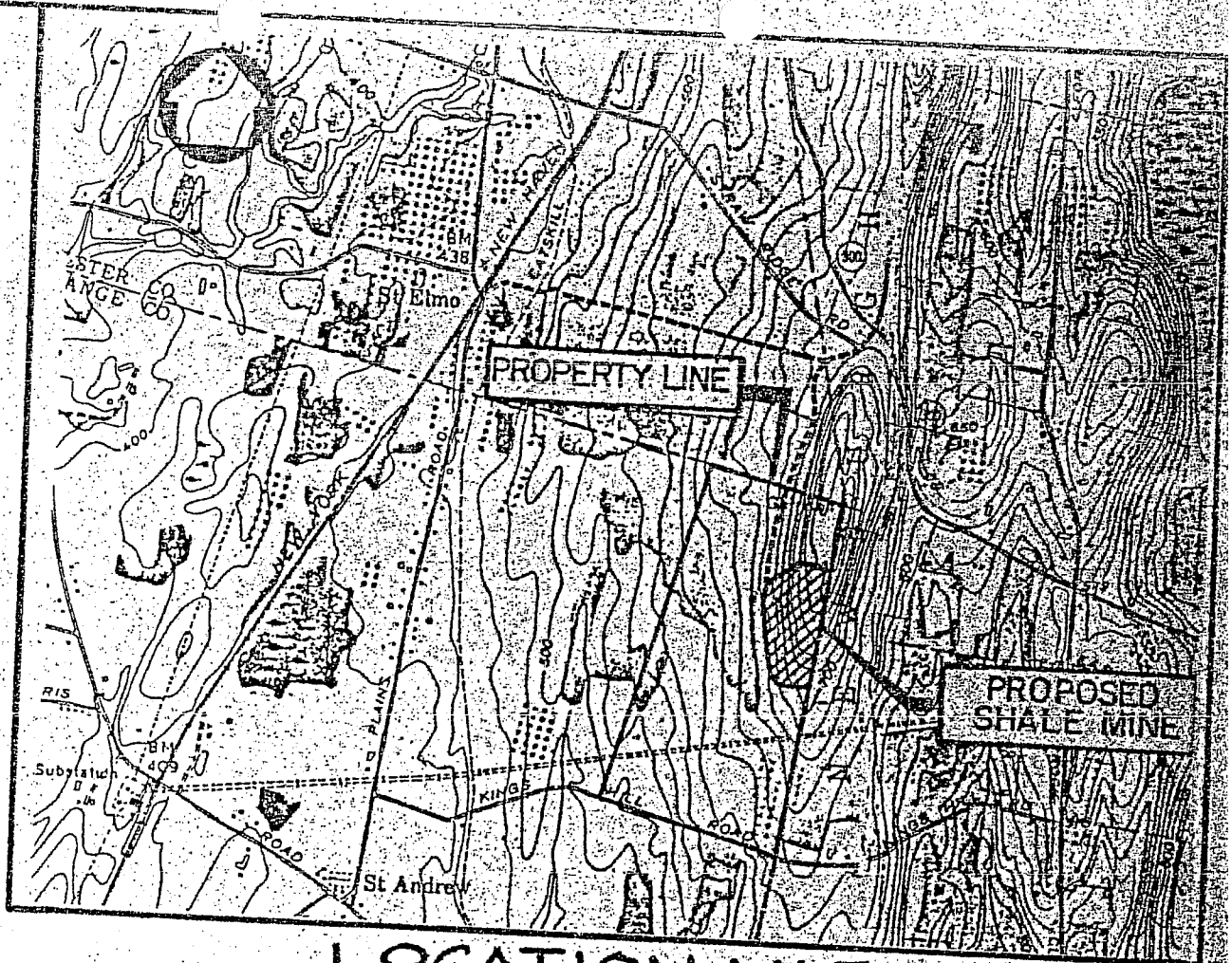
Exhibit “JJ” to Amended Verified Petition

NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION
DIVISION OF MINERAL RESOURCES
MINED LAND RECLAMATION PROGRAM

MINING PERMIT APPLICATION

Filed 11/30/2007 Page 2 of 3

1. MINED LAND FILE NUMBER (If assigned) - -		2. TELEPHONE NUMBER (914) 895-2700	
3. NAME OF APPLICANT MEHLON TRUCKING, INC.			
4. PERMANENT ADDRESS P.O. BOX 519			
CITY WALKILL		STATE NY	ZIP CODE 12588
5. CONTACT PERSON LEON MEHL, President		6. TELEPHONE NUMBER (914) 895-2700	
8. TAXPAYER ID 14-1643279 If other than individual, provide Federal Taxpayer ID Number		9. APPLICATION TYPE <input type="checkbox"/> New <input checked="" type="checkbox"/> Renewal <input checked="" type="checkbox"/> Modification	
10. a. PRESENT PERMIT TERM Expiration date / /		b. COMING PERMIT TERM <input checked="" type="checkbox"/> 5 years <input type="checkbox"/> Other _____ years	
11. COMMON GEOLOGIC NAME OF MINERAL TO BE MINED SHALE			
12. LOCAL ORDINANCES a. Is mining prohibited at this location? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		b. Does the local government require any type of permit for mining at this location? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
13. a. ARE ANY OTHER STATE MINING PERMITS CURRENTLY HELD BY THE APPLICANT? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		b. If YES, give DEC mine file number(s). 3083-0875	
14. Has any owner, partner, corporate officer or corporate director of your organization ever held any of these positions in another organization that has had a New York State mining permit SUSPENDED OR REVOKED or has had a New York State mined land reclamation bond FORFEITED? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If YES, identify the person(s).			
15. ACREAGE SUMMARY (To be filled in by applicant)		FOR OFFICIAL DEC USE ONLY	
a. Total acreage controlled by owner at this location		159.9 acres	
b. Total acreage permitted by DEC prior to this application		4 acres	
c. Total acreage affected since April 1, 1975		4 acres	
d. Total acreage approved by DEC as reclaimed since April 1, 1975		0 acres	
e. Current affected acreage (c minus d)		4 acres	
f. Acreage included in this application, but not previously approved		14.1 acres	
g. New acreage to be affected during the coming permit term		14.1 acres	
h. Number of acres to be reclaimed during coming permit term		18.1 acres	
16. NAME OF MINING SITE KINGS HILL ROAD SHALE MINE			
17. MINE LOCATION Road <u>KINGS HILL ROAD</u> Nearest Road Intersection <u>ROCK CUT ROAD</u> Town <u>OF MONTGOMERY</u> County <u>OF ORANGE</u>		18. MAP LOCATION a. Quadrangle Name <u>WALDEN</u> b. <input type="checkbox"/> 15 minute <input checked="" type="checkbox"/> 7 1/2 minute NYTM'S <u>FOR DEC OFFICIAL USE ONLY</u> E. 4 N	
19. NAME AND ADDRESS OF SURFACE LANDOWNER MEHLON TRUCKING, INC.			
20. NAME AND ADDRESS OF MINERAL OWNER (If different)			
21. I am the owner <input checked="" type="checkbox"/> in fee, <input type="checkbox"/> of the mineral rights of the property that is to be mined by the above applicant. I have read the contents of the Mined Land Use Plan, which sets forth the applicant's mining and reclamation plan for the property to be mined, and I hereby irrevocably consent and agree to the performance of the Mined Land Use Plan by the applicant, his surety or insurer or the NYS Department of Environmental Conservation. I further agree to allow access to the property to department personnel for the purpose of conducting inspections or investigations in the regular course of their duties.			
SIGNATURE OF OWNER <i>Leon Mehl</i>		DATE 8/14/98	
22. I hereby affirm, under penalty of perjury that information provided on this form is true to the best of my knowledge and belief. False statements made herein are punishable as a Class A misdemeanor pursuant to Section 210.45 of the Penal Law.			
NAME, TITLE AND SIGNATURE OF APPLICANT OR AUTHORIZED REPRESENTATIVE <i>Leon Mehl</i>		DATE 8/14/98	



LOCATION MAP
APPROX. SCALE: 1" = 2000'

NOTES:

1. APPLICANT/OWNER: LEON & DIXIE MEHL
C/O MEHLON TRUCKING, INC.
P.O. BOX 519
WALKILL, NY 12589
2. TOTAL AREA: 159.9 ACRES
3. BOUNDARY SURVEY BY WEHRAN ENGINEERS 1/88
4. TOPOGRAPHICAL DATA BY WEHRAN ENGINEERS
& U.S.G.S. WALDEN QUAD.

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